

**REMARKS**

Claims 1-13, 15-18, 27-31, and 33-40 are now pending in the application. Minor amendments have been made to the claims to simply overcome the objections to the rejections of the claims under 35 U.S.C. § 112. The amendments to the claims contained herein are of equivalent scope as originally filed and, thus, are not a narrowing amendment. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the amendments and remarks contained herein.

A claim numbered 32 has not been added to the present application.

**REJECTION UNDER 35 U.S.C. § 112**

Claims 1-13, 15-18, 27-31, and 33-40 stand rejected under 35 U.S.C. § 112, first paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. This rejection is respectfully traversed.

Claims 1, 3, 10, 13, 15-18, 27-29, 31, and 33-37 have been amended to remove the limitation reprocessed dough and replace it with reprocessed batter per the Examiner's request.

The Applicant believes that the limitation of claim 37 "wherein a percentage of said reprocessed batter is no less than 15%" is supported throughout the application as originally filed, and especially by paragraphs 6 and 20. Paragraph 6 recites, "the amount of rework that may be placed into a new batch of dough to an amount greatly exceeding the generally accepted 10-15% and reaching nearly total reuse of rework that may be reintroduced into a new batch of dough." In addition, Paragraph 20 recites "thus,

the reprocessed batter 12 may be added as a nearly 100% usage with fresh ingredients 10 as opposed to conventional use of rework at approximately 10-15% usage." Therefore, the Applicant believes that there is support for such a percentage in the originally filed application.

Claims 33-35 have been amended such that each now recite "the reprocessed batter".

The word "preferably" has been deleted from claim 35.

Claim 34 has been amended such that it is been clarified that the "reprocessed batter includes: about 33-38% water; about 58-62% of said rework dough; [and] about 3-6% of said catalyst.

With these non-narrowing amendments, the Applicant believes that the present amendment and response overcomes each of the rejections and the Applicant requests that the Examiner withdraw the rejections and allow each of the presently pending claims.

#### **ALLOWABLE SUBJECT MATTER**

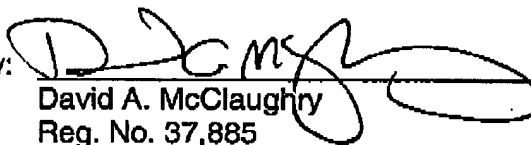
The Examiner states that Claims 1-13, 15-18, 27-31, and 33-40 include patentable subject matter. Applicant has overcome the Examiner's other rejections with this response, therefore the Applicant respectfully requests that the Examiner allow each of the presently pending claims.

**CONCLUSION**

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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